

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI

Scott Fonseca 2793747 )  
(full name) (Register No.) )

Salon Loney 2716120 )

JEROD LAMONTE MARSHALL 2728352 )

Roosevelt Simpson 128557 )

Plaintiff(s). )

ALIEU, BARRIE CFN# 2708792 )

Maurice, Jones CFN# 2495292 )

)

)

Jim Arnot )

(Full name) )

Various Deputies )

)

Defendant(s).

**13-3295-CV-S-JFM-p**

Case No. \_\_\_\_\_

Defendants are sued in their (check one):

☐ Individual Capacity

☐ Official Capacity

☒ Both

**COMPLAINT UNDER THE CIVIL RIGHTS ACT OF 42 U.S.C. § 1983**

I. Place of present confinement of plaintiff(s): Greene County Justice Center  
Springfield, Missouri;

II. Parties to this civil action:  
Please give your commitment name and any another name(s) you have used while incarcerated.

A. Plaintiff Scott Ryan Fonseca Register No. 2793747 <sup>CFN#</sup> 12366031  
Address 1000 North Boonville; Springfield, Missouri; 65802  
Greene County Justice Center

B. Defendant Sheriff Jim Arnot and Deputies

Is employed as Springfield Missouri, Greene County

For additional plaintiffs or defendants, provide above information in same format on a separate page.

III. Do your claims involve medical treatment? Yes \_\_\_\_\_ No ☒

IV. Do you request a jury trial? Yes ☒ No \_\_\_\_\_

V. Do you request money damages? Yes ☒ No \_\_\_\_\_

State the amount claimed? \$10,000,000 / 10,000,000 (actual/punitive)

VI. Are the wrongs alleged in your complaint continuing to occur? Yes ☒ No \_\_\_\_\_

VII. Grievance procedures:

A. Does your institution have an administrative or grievance procedure?

Yes ☒ No \_\_\_\_\_

B. Have the claims in this case been presented through an administrative or grievance procedure within the institution?

Yes \_\_\_\_\_ No ☒

C. If a grievance was filed, state the date your claims were presented, how they were presented, and the result of that procedure. (Attach a copy of the final result.)

n/a

D. If you have not filed a grievance, state the reasons.

It is the policy of the sheriff to not allow the deputies to give grievance to the inmates. I have made several attempts to use the grievance process but have been refused.

VIII. Previous civil actions:

A. Have you begun other cases in state or federal courts dealing with the same facts involved in this case? Yes \_\_\_\_\_ No ☒

B. Have you begun other cases in state or federal courts relating to the conditions of or treatment while incarcerated? Yes \_\_\_\_\_ No ☒

C. If your answer is "Yes," to either of the above questions, provide the following information for each case.

(1) Style: \_\_\_\_\_  
(Plaintiff) (Defendant)

(2) Date filed: \_\_\_\_\_

(3) Court where filed: \_\_\_\_\_

(4) Case Number and citation: \_\_\_\_\_

(5) Basic claim made: \_\_\_\_\_

(6) Date of disposition: \_\_\_\_\_

(7) Disposition: \_\_\_\_\_

(Pending) (on appeal) (resolved)

(8) If resolved, state whether for: \_\_\_\_\_

(Plaintiff or Defendant)

For additional cases, provide the above information in the same format on a separate page.

IX. Statement of claim:

- A. State here as briefly as possible the facts of your claim. Describe how each named defendant is involved. Include the names of other persons involved, dates and places. Describe specifically the injuries incurred. Do not give legal arguments or cite cases or statutes. You may do that in Item "B" below. If you allege related claims, number and set forth each claim in a separate paragraph. Use as much space as you need to state the facts. Attach extra sheets, if necessary. Unrelated separate claims should be raised in a separate civil action.

We have been discriminated against because of our Religion. On several occasions we have been denied congregational prayer on Friday. We are being denied Religious material such as Qurans and Hadith etc. because of the policy and procedure of the Sheriff and the Administration. We are not receiving our meals until 10:30 pm when we should be getting them at 8:00 pm so that we can break our fast. We are being punished for trying to clean ourselves before we pray. We are not given the proper place or space to pray in our cells because of overcrowding.

- B. State briefly your legal theory or cite appropriate authority:

By Religious Land Use and Institutionalized Persons Act (RLUIPA) Title 4 USC 2000 ; And the Bill of Rights of the United States Constitution this institution is violating several fundamental practices of a Common Religion. The policy and procedure of the Greene County Sheriff's Department is designed to prejudice and discriminate against any religion not Christian in nature. Therefore being a Muslim in this facility is causing us cruel and unusual punishment and anguish.

- X. Relief: State briefly exactly what you want the court to do for you. Make no legal arguments.

Make it a order that Green County Justice Center change and correct it's policy and procedure to better provide the Muslims their Religious practices, and award money for the defendants to pay the muslims that have suffered behind the treatment that was done to them.

- XI. Counsel:

A. If someone other than a lawyer is assisting you in preparing this case, state the person's name. Abdul Wahid - The Islamic Center of Springfield Missouri, 2151 E. Division P.O. BOX 5688, Springfield Missouri, 65801

B. Have you made any effort to contact a private lawyer to determine if he or she would represent you in this civil action? Yes ☐ No ☒

If your answer is "Yes," state the names(s) and address(es) of each lawyer contacted.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

C. Have you previously had a lawyer representing you in a civil action in this court?

Yes ☐ No ☒

If your answer is "Yes," state the name and address of the lawyer.

\_\_\_\_\_  
\_\_\_\_\_

**I declare under penalty of perjury that the foregoing is true and correct.**

Executed (signed) this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_.

Jeff Seneca #2793747  
Signature(s) of Plaintiff(s)  
Paul Marshall #2728352  
Robert Jones  
Alien Barrie 2715120  
Maurice Jones CFN # 2708792  
CFN # 2495292

GREENE COUNTY JUSTICE CENTER  
1000 N Boonville  
Springfield MO, 65802

Inmate Name

Scott Fonseca

2793747

RECEIVED

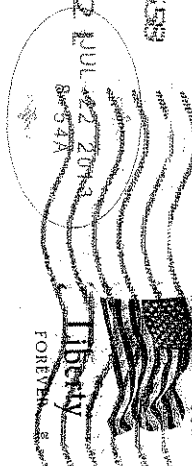
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CLERK, U.S. DIST. COURT  
WEST. DIST. OF MO  
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AIR MAIL

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U.S. District Court  
Office of the Clerk  
1510 Whitaker Courthouse  
400 E. Ninth Street  
Kansas City, Mo. 64106

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